

APPENDIX XI.

[Vide answer to unstarred question No. 93 asked by Sri N. K. Palanisami at the meeting of the Legislative Assembly held on 16th December 1959, page 307 supra.]

List of exemptions granted to shops and establishments under the Madras shops and establishments Act, 1947.

<i>Serial number and class of shops and establishments exempted.</i>	<i>Extent of exemption.</i>	<i>Nature of exemption.</i>	<i>Date and number of Order.</i>
(1)	(2)	(3)	(4)
1 Advocates, chambers, Doctors' consulting rooms, dispensaries attached to Doctors' consulting room, nursing homes, hospitals and other institutions for the treatment of the care of the sick, the firm, the distitute or the mentally unfit.	All provisions	Permanent	.. G.O. No. 1410, Development, dated 20th March 1948.
2 Research Laboratory, Madras	Do. ..	Do. ..	.. G.O. No. 567, Development, dated 20th July 1948.
3 Ticket clerks in the Madras Electric Tramways, Limited, Madras.	Do. ..	Do. ..	.. G.O. No. 390, Development, dated 26th January 1949.
4 Office of the Registered Accountants and Auditors ..	Do. ..	Do. ..	.. G.O. No. 4177, Development, dated 10th August 1949.
5 Office of the Air Services Companies Operating in this State.	Do. ..	Do. ..	.. G.O. No. 4190, Development, dated 11th August 1949.
6 All Establishments whose activities are mainly educational and hostels attached to such establishments.	Do. ..	Do. ..	G.O. No. 4392, Development, dated 29th August 1949.
7 All establishments run by the Indian Coffee Board in the State of Madras.	Do. ..	Do. ..	.. G.O. No. 4665, Development, dated 15th September 1949.

[16th December 1953]

<i>Serial number and class of shops and establishments exempted.</i>	<i>Extent of exemption.</i>	<i>Nature of exemption.</i>	<i>Date and number of Order.</i>
(1)	(2)	(3)	(4)
8 Accountant and Chief Cashier of Branches of all Banks in the State of Madras.	All provisions ..	Permanent ..	.. G.O. No. 5684, Development, dated 29th November 1949.
9 Offices of the Agents of the Labour Department of United Planters Association of South India.	Do. ..	Do. ..	.. G.O. No. 2955, Development, dated 29th July 1950.
10 Offices of the Income-tax Practitioner	Do. ..	Do. ..	.. G.O. No. 417, Development, dated 1st February 1950.
11 Establishments of the Ceylon Emigration Commissioner and Ceylon Labour Commissioner.	Do. ..	Do. ..	.. G.O. No. 1174, Development, dated 23rd March 1950.
12 Military Canteen at Coimbatore	Do. ..	Do. ..	.. G.O. No. 4152, Development, dated 12th October 1950.
13 Office, Book-shops, Library of the Dakshina Bharathi Hindustani Prachar Sabha, Madras.	Do. ..	Do. ..	.. G.O. No. 4681, Development, dated 20th January 1950.
14 Bookstalls in Railway premises	Do. ..	Do. ..	.. G.O. No. 66, Development, dated 5th January 1951.
15 Bookstalls run by Higginbothams, Limited, in Harbour premises.	Do. ..	Do. ..	.. G.O. Ms. No. 2965, Development, dated 12th July 1952.
16 Persons employed in factories in any kind of work and governed by the Factories Act, 1948.	Do. ..	Do. ..	.. G.O. No. 545, Development, dated 10th February 1950.
17 The Egmore Benefit Society 3rd Branch, Madras ..	Do. ..	Do. ..	.. G.O. No. 348, Industries, Labour and Co-operation, dated 25th February 1954.
18 All-India Spinners Association, Khadi Vastrelayas in this State.	Do. ..	Do. ..	.. G.O. No. 485, Industries, Labour and Co-operation, dated 25th February 1954.
19 Young Women's Christian Association, Madras ..	Do. ..	Do. ..	.. G.O. No. 2912, Industries, Labour and Co-operation, dated 20th October 1954.
20 Persons employed on contract basis in handloom establishments subject to certain conditions.	Do. ..	Do. ..	.. G.O. No. 4817, Development, dated 31st October 1953.

The exemption is subject to the conditions—

- (a) That the provisions of section 7 and chapters IV and V of the Act are enforced.
- (b) That the establishments maintain visit books so as to enable the Inspectors to record their remarks therein.

G.O. No. 960, Industries, Labour and Co-operation, dated 15th April 1954. The exemption is subject to the conditions—

- (a) That the provisions of section 7 and Chapters IV and V of the Act are enforced;
- (b) that the establishments maintain visit books so as to enable the Inspectors to record their remarks therein;
- (c) that the exemption order shall be operative only so long as no well-founded complaints are received from the employees of the pattarai establishment; and
- (d) that if any doubt arises whether a particular establishment is covered by this exemption order, the decision of the Commissioner of Labour, shall be final.

G.O. No. 1131, Industries, Labour and Co-operation, dated 29th April 1954.

G.O. No. 4788, Development, dated 21st September 1949.

G.O. No. 894, Development, dated 7th November 1949.



21 Persons employed in Pattarais (work places of goldsmiths, jewellery smith, blacksmith, carpenters and tinsmiths) in which employees are employed on contract basis.

Do. Do. ..

22 All persons employed in Jumnady Processing Industry and who are paid on the basis of the amount of work turned out and not by measure of time.

Do. Do. ..

23 Potato mundies situated within the limits of the Mettupalayam Municipalities.

Section 7 (1).. Do. ..

24 All establishments situated in the Adivaram of Palani Municipality, Madurai district, on Krithigai days.

Do. Do. ..

[16th December 1959]

<i>Serial number and class of shops and establishments exempted.</i>	<i>Extent of exemption.</i>	<i>Nature of exemption.</i>	<i>Date and number of Order.</i>
(1)	(2)	(3)	(4)
25 All shops and establishments situated in Nagore Town portion of Nagapattinam Municipality on Thursday nights.	Section 7 (1)	Permanent	G.O. No. 4962, Development, dated 8th October 1949.
26 Shops situated inside the premises of theatres	Do.	Do.	G.O. No. 1351, Development, dated 4th April 1950.
27 Dyeing establishments in all districts in the State	Do.	Do.	G.O. No. 371, Development, dated 21st September 1950.
28 Establishments engaged in the manufacturing of ice	Sections 7 and 11 (1)	Do.	G.O. No. 2907, Development, dated 31st May 1958.
29 Petrol bunk, Chemists and Druggists shops, shops and establishment certified by the Inspectors to be situated within 100 yards from railway stations, bus-stands under the control of local bodies, theatres and places of public amusements or entertainments shops situated within vegetable markets under the control of local bodies, motor transports undertakings, shipping department of Commercial Establishments, Departments engaged in recording transaction in days cash books in Commercial establishments.	Sections 7 and 13	Do.	G.O. No. 3698, Development, dated 11th July 1949, as amended in G.O. No 539, Industries, Labour and Co-operation, dated 29th December 1956.
30 Stalls and refreshments rooms situated in the premises which are factories within the meaning of section 2 (m) of the Factories Act, 1947, where in 50 or more workers are ordinarily employed and within a radius of 100 yards of any of the gates of such factories provided they are run by the management of the factory or by any association connected with the factory.	Sections 7 and 13 (1)	Do.	G.O. No. 5376, Development, dated 8th November 1949.
31 Establishments engaged in purchasing taking delivery, weighing, clearing dyeing, stocking and despatching, ground nut in South Arcot district.	Sections 7 and 13	Do.	G.O. No. 4917, Development, dated 6th November 1951.
32 All dispensaries which are kept open during nights.	Section 9	Do.	G.O. No. 4266, Development, dated 17th August 1949.

- 33 Employees in shops subject to the condition that no person shall be required or allowed to work for more than five hours in any day unless he has an interval for rest of half an hour, if he is employed in a clerical capacity and for one hour, if he is employed otherwise. Section 9 (2) Do. G.O. No. 6001, Development, dated 6th December 1958.
- 34 Voltas Limited, at 57-C, South Mada Church Street, Rayapuram. Section 9 (1) (2) and (3). Do. G.O. No. 4965, Industries, Labour and Co-operation, dated 24th April 1951. [This is subject to the condition that the company should pay to the employees of the godown overtime wages at twice the ordinary rate for overtime work in excess of 8½ hours a day and 48 hours a week and (2) the exemption will be in force only so long as no well-founded complaints are received from the employees of godown.]
- 35 All shops dealing exclusively in all or any of the following articles: vegetables, Meat, Fish, daily produce, beads, flowers, medicines, surgical appliances, bandages or other medical requisites including tooth paste, tooth brushes medicated and soaps and nylons. Section 11 (1) Do. G.O. No. 2528, dated 1st June 1951, Development as amended by G.O. No. 585, dated 18th February 1952.
- 36 Fruits, betel leaves, plantain leaves and eggs - Do. Do. G.O. No. 1422, Development, dated 30th March 1951, as amended by G.O. No. 585, dated 18th February 1952.
- 37 Hair dressing saloons attached to the Connemara Hotel, Madras. Do. Do. G.O.R. No. 345, Development, dated 10th May 1948, as amended by G.O. No. 585, dated 18th February 1952.
- 38 Refrigeration and air conditioning departments of the following companies:— Do. Do. G.O.R. No. 675, Development, dated 4th September 1948, as amended by G.O. No. 585, dated 18th February 1952.
- Messrs. Addison and Company, Madras, Limited.
Messrs. Richardson and Cruddas, Messrs.
B. Adsel and Company, Limited, Messrs.
Mohammed Ebrahim and Company and
Messrs. S. Sencer and Company, Madras.

[16th December 1952]

<i>Serial number and class of shops and establishments exempted.</i>	<i>Extent of exemption.</i>	<i>Nature of exemption.</i>	<i>Date and number of Order.</i>
(1)	(2)	(3)	(4)
39 Refrigeration and air conditioning Departments of the following Companies :— Messrs. Benny and Company (Madras), Limited, Messrs. Grillanders Arbuthnot and Company, Messrs. Gordon Woodroffe and Company, Madras, Limited, and Messrs. Volkat Bros.	Section 11 (1) ..	Permanent	.. G.O. No. 943, Development, dated 15th December 1948 as amended by G.O. No. 585, dated 18th February 1952.
40 All shops in the area within the jurisdiction of Tiruppur Panchayat on Krithikai days.	Do. ..	Do. ..	.. G.O. R. No. 93, Development, dated 7th February 1949 as amended by G.O. No. 585, dated 18th February 1952.
41 All stalls run by licences and in railway premises in the State of Madras.	Do. ..	Do. ..	.. G.O. Ms. No. 822, Development, dated 19th February 1949 as amended by G.O. No. 585, dated 18th February 1952.
42 All shops within the limits of Tiruvellur Municipality on New Moon days.	Do. ..	Do. ..	.. G.O. Ms. No. 269, Development, dated 8th March 1949 as amended by G.O. No. 585, dated 18th February 1952.
43 All stalls and refreshment rooms situated with the bus stands under the control of local bodies.	Do. ..	Do. ..	.. G.O. Ms. No. 2883, Development, dated 4th May 1948 as amended by G.O. No. 585, dated 18th February 1952.
44 All shops in Municipal Division (Kodambakkam) on Krithikai days.	Do. ..	Do. ..	.. G.O. R. No. 122, Development, dated 11th February 1949 as amended by G.O. No. 585, dated 18th February 1952.
45 All shops in Palani Municipality on Krithikai days.	Do. ..	Do. ..	.. G.O. Rt. No. 232, Development, dated 16th March 1949 as amended by G.O. No. 585, dated 18th February 1952.

46 All shops carrying on the business of funeral undertakings.	Do.	..	Do.	..	G.O. No. 3926, Development, dated 22nd July 1949 as amended by G.O. No. 585, dated 18th February 1952.
47 All shops in the State of Madras so far as receiving of goods into the shops is concerned.	Do.	..	Do.	..	G.O. No. 3812, Development, dated 3rd July 1949.
48 All shops dealing mainly in aerated waters ..	Do.	..	Do.	..	G.O. No. 4282, Development, dated 19th August 1949.
49 Premises No. 59, First Agraharam, Salem, in respect of business connected with the Insurance Agent.	Do.	..	Do.	..	G.O. No. 5257, Development, dated 29th October 1949.
50 Shops where the work of tanning of raw skins and hides is carried on.	Do.	..	Do.	..	G.O. No. 6057, Development, dated 27th December 1949.
51 Shops situated inside the premises of Theatres ..	Do.	..	Do.	..	G.O. No. 1351, Development, dated 14th April 1950.
52 Establishments of Independent Handloom Weavers.	Do.	..	Do.	..	G.O. No. 2542, Development, dated 27th June 1950.
53 Dyeing Establishments in all districts in the State.	Do.	..	Do.	..	G.O. P. No. 3761, Development, dated 21st September 1950.
54 Out-Agencies run on behalf of southern Railway in the State.	Sections 13 and 15	..	Do.	..	G.O. No. 3026, Development, dated 16th July 1952.
55 Mylapore Hindu Permanent Fund, Limited, Madras, so as to enable the firm to have its office opened for transaction at 7-30 a.m.	Section 13 (1)	..	Do.	..	G.O. No. 4153, Development, dated 9th August 1949.
56 Madras Government Servants' Co-operative Society House Mortgage Bank Limited, Gopalapuram, Madras, so as to enable the bank to have its office opened for transaction from 7-30 to 9-30 a.m. and from 6-00 p.m. to 8-30 p.m.	Do.	..	Do.	..	G.O. No. 4664, Development, dated 15th September 1949.
57 Office of the Combined Booking Agency, Mangalore in the district of South Kanara.	Do.	..	Do.	..	G.O. No. 4758, Development, dated 21st September 1949.
58 Nungambakkam Saswatha Danarashothu Nithi Limited, Madras, so as to enable the firm to have its office opened at 7-30 a.m.	Do.	..	Do.	..	G.O. No. 4851, Development, dated 29th September 1949.

<i>Serial number and class of shops and establishments exempted.</i>	<i>Extent of exemption.</i>	<i>Nature of exemption.</i>	<i>Date and number of Order.</i>
(1)	(2)	(3)	(4)
59 All establishment's situated in the Adivaram of Palani Municipality to Madur i District on Krithigai days.	Section 13 (1) ..	Permanent	.. G.O. R. No. 894, Development, dated 7th November 1949.
60 All shops and establishments situated in Nagore Town po tion of Nagapattinam Municipality on Thursd y nights.	Do. ..	Do.	.. G.O. No. 4932, Development, dated 8th October 1949.
61 All banks in the State of Madras for half-yearly and annual closing of accounts.	Do. ..	Do.	.. G.O. No. 5684, Development, dated 29th November 1949.
62 All Cinem : Theatres in respect of Censor and Trade shows.	Do. ..	Do.	.. G.O. No. 5724, Development, dated 1st December 1949.
63 Electric Supply Corporation in the State of Madras.	Do. ..	Do.	.. G.O. No. 790, Development, dated 16th January 1950.
64 Telephone Operators of the Mysdis Group, Office of the Bombay Burma Trading Corporation, Limited, Coimbatore	Sections 13 (1), 14 (2) only in the case of night-shift telephone operators.	Permanent.	.. G.O. No. 582, Development, dated 13th February 1950.
65 Local delivery sections of Sri Rama Vilas Service, Ltd, Madras, in Madras Central, Egmore and Harbour premises.	Section 13 (1) ..	Do.	.. G.O. No. 447 Industries, Labour and Co operation, dated 2nd February 1954.
66 All commercial establishments in the State of Madras for the half yearly and annual closing of accounts for the day on which they close their half-yearly or annual accounts and for three days, immediately preceding and three days immediately following that day.	Sections 14 and 15 ..	Do.	.. G.O. No. 6295, Development, dated 21st December 1948.
67 All Insurance Companies in the State of Madras for the half yearly closing of accounts for the day on which they close their accounts and for fourteen days immediately preceding and fourteen days immediately following that day.	Do. ..	Do.	.. G.O. No. 5478, Development, dated 5th November 1948.

48 Shipping clerks of Messrs. Burmah Shell Oil Storage and Distributing Company of India, Limited, Madras.

Sections 14 (1) and 15

Do.

.. G.O. R. No. 67, Development, dated 26th January 1949.

This is subject to the condition that—

- (1) the said clerks shall not be required or allowed to work for more than 54 hours in any week;
- (2) wages at the ordinary rates shall be paid to them for work in excess of the usual working hours of the company and overtime wages shall be paid to them for work in excess of 8 hours in any day and 48 hours in any week; and
- (3) the periods of the work of the said clerks along with their interval for rest shall not spread over for more than 13 hours in any week.

G.O. R. No 164, Development, date 1st March 1949.

Subject to the conditions that—

- (1) Overtime wage at twice the ordinary rate shall be paid to these employees for work done in excess of eight hours in any day and forty-eight hours in any week; and
- (2) the employees shall be allowed an interval for rest of not less than half an hour after every five hours of work.



49 Twelve employees in Madura Mills Co., Limited Madurai, for 14 days immediately preceding and 7 days immediately following the day of annual general meeting of the company.

Do.

Do.

[16th December 1959]

Serial number and class of shops and establishments exempted.	Extent of exemption.	Nature of exemption.	Date and number of Order.
(1)	(2)	(3)	(4)
All persons engaged in entering and clearing ships loading and landing cargo and attending to customs and port formalities in all ports in the State of Madras.	Section 14 (1) and 15.	Permanent	G.O. No. 2247, Development, dated 26th April 1949. Subject to the conditions that— (1) the said persons shall not be required to be allowed to work for more than 54 hours in any week;
71 Persons employed in Connection with the exhibition of films in theatres.	Sections 14 (2) and 15.	Do.	(2) overtime wages shall be paid for work in any day in excess of the usual working hours of the establishment which employ them and also for work in excess of 8 hours in any day and 48 hours in any week; and (3) the periods of work of the said persons along with their intervals for rest shall not spread over more than 16 hours in any day. G.O. Ms. No. 754, Industries, Labour and Co operation, dated 24th March 1955. Subject to the conditions that — (1) an interval for rest aggregating to two hours in a day is given to each employee provided that no interval for rest is less than 15 minutes at a time;



(2) the spread-over of the period of work does not exceed 16 hours on any Saturday, Sunday and public holidays ; and

(3) overtime wages are paid to the employees in accordance with section 31 of the Act treating the morning and afternoon shows as separate Units for calculation of overtime wages.

... G.O. No. 2273, Development, dated 6th June 1960.

Subject to the conditions that—

(1) the stenographers shall have an interval for rest of half an hour after 5 hours of work ;

(2) overtime wages shall be paid for work in excess of the normal hours of work ; and

(3) the said exemption shall not be availed of by more than one stenographer in each section of the establishment provided however that the total number of stenographers exempted in any establishment shall not exceed 10 per cent of the total number of stenographers in it, if the number exceeds ten.

... G.O. No. 4308, Development, dated 18th February 1948.

72 Fixed number of Stenographers in Commercial Section 14 ... Do. ...
Establishments in the State of Madras.



73 Employees in establishments other than shops subject to the condition that no person shall be required or allowed to work for more than 5 hours in any day unless he has had an interval for rest of half an hour, if he is employed in a clerical capacity and for one hour if he is employed otherwise. Section 14 (2) ...

Do. ...

<i>Serial number and class of shops and establishments exempted.</i>	<i>Extent of exemption.</i>	<i>Nature of exemption.</i>	<i>Date and number of Order.</i>
(1)	(2)	(3)	(4)
74 Persons employed in restaurants, eating houses and residential hotels subject to the condition that the spreadover shall not exceed 14 hours on any day.	Section 15	Permanent	G.O. No. 3412, Development, dated 25th June 1948.
75 All branches of the Imperial (State) Bank of India in the State of Madras conducting Government transactions in respect of the last working day of each financial year.	Sections 14 and 15	Do.	G.O. No. 4639, Development, dated 14th September 1949.
76 Sweepers and cleaners working in the establishments other than shops.	Section 15	Do.	G.O. No. 4454, Development, dated 31st August 1948.
77 Staff employed by the City Transport, Limited, Coimbatore in the Bus Stand and booking offices subject to the condition that the spread over shall not exceed 14 hours per day.	Do.	Do.	G.O. No. 5258, Development, dated 29th October 1949.
78 Staff employed by the Anamalais Bus Transport, Limited, Pollachi, in their Bus Stand booking offices subject to the condition that the spread-over shall not exceed 14 hours per day.	Do.	Do.	G.O. No. 4119, Development, dated 6th August 1949.
79 Staff employed in the restaurants and refreshments rooms by Messrs. Spencer and Company in Railway premises.	Section 15	Do.	G.O. No. 5261, Development, dated 29th October 1949.
80 All petrol bunks and storage depots for petrol and other petroleum products in the State of Madras.	Chapters II and III	Do.	G.O. No. 5260, Development, dated 29th October 1949. G.O. No. 5971, Development, dated 29th December 1949, as amended in G.O. No. 5939, Development, dated 30th November 1951.

81 Watchmen and messengers Chapters II and III
[except sub-sections
(2) and (6) of sections II and sub-section (1) and (4) of section 16].

Do. G.O. No. 4393, Development. dated
29th August 1949.

82 Stock yards at Salt Cottairs, Tata Iron Steel Company, Limited, Madras. Chapter II of the Act.

Do. G.O. No. 187, Industries, Labour and
Co-operation, dated 27th January
1954.

Subject to the conditions that—

- (1) the exemption shall be availed of only for the purpose of loading and unloading of the goods of the company in or from the railway wagons;
- (2) no employee detailed for loading and unloading of wagons shall be required or allowed to work for more than 12 hours on a day;
- (3) overtime wages as prescribed in the said Act be paid to such employees;
- (4) compensatory holiday should be granted to the employees detailed for loading and unloading of wagons in the same or subsequent weeks; and
- (5) full information of the special work attended by the staff for loading and unloading should be furnished to the Assistant Inspectors of Labour concerned within a week from the date of completion of the work to enable them to check the registers and the like if necessary.



<i>Serial number and class of shops and establishments exempted.</i>	<i>Extent of exemption.</i>	<i>Nature of exemption.</i>	<i>Date and number of Order.</i>
(1)	(2)	(3)	(4)
83 Madras Provincial Co-operative Bank so as to enable the Bank to continue its own rules providing privilege in respect of leave for its employees.	Section 25 (2)	.. Permanent ..	G.O. No. 1893, Development, dated 25th April 1951.
84 Messrs. Spencer & Co., Limited, Madras and its branches in respect of wages of persons employed subject to the condition that the wages shall be paid on or before the expiry of the tenth day after the last day of the wage period in respect of which the wages are payable.	Section 32 (1)	.. Do. ..	G.O. R. No. 376, Development, dated 15th May 1948.
85 Dr. U. Krishna Rao, the Antiseptic, Madras-1, subject to the condition that the wages shall be paid on or before the expiry of the eighth day after the last day of the wages period in respect of which the wages are payable.	Do. ..	Do. ..	G.O. No. 4966, Industries, Labour and Co-operation, dated 24th November 1956.
86 Imperial (State) Bank of India, Limited	Section 34	Do. ..	G.O. No. 2547, Development, dated 18th May 1948.

வாய்மையே வெல்லும்
TRUTH ALONE TRIUMPHS